

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE WESTERN DISTRICT OF PENNSYLVANIA**  
**(Pittsburgh Division)**

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ELLIOTT SCHUCHARDT, individually  
and d/b/a the Schuchardt Law Firm,

Plaintiff,

v.

BARACK H. OBAMA, President of the  
United States, *et al.*,

Defendants.

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Case No. 2:14-cv-0705-CB

**DEFENDANTS' MOTION TO DISMISS**

Pursuant to Rule 12 of the Federal Rules of Civil Procedure, defendants Barack H. Obama, President of the United States; James. R. Clapper, Director of National Intelligence; Admiral Michael S. Rogers, Director of the National Security Agency; and James B. Comey, Director of the Federal Bureau of Investigation; all in their official capacities, respectfully move the Court to dismiss the Complaint. The Complaint should be dismissed under Fed. R. Civ. P. 12(b)(1) for lack of subject-matter jurisdiction, and under Fed. R. Civ. P. 12(b)(6) for failure to state a claim upon which relief can be granted.

The reasons for Defendants' Motion to Dismiss are set forth in the accompanying Brief in Support of Defendants' Motion to Dismiss.

Dated: August 11, 2014

Respectfully submitted,

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